

## § 1703.51

and cannot be released without OFHEO's consent and that their production must be sought from OFHEO following the procedures set forth in § 1703.33, paragraphs (b) and (c) of § 1703.34, and paragraph (b) of § 1703.37 of this subpart.

[63 FR 71005, Dec. 23, 1998. Redesignated and amended at 65 FR 81328, Dec. 26, 2000]

### Subpart F—Rules and Procedures for Service Upon OFHEO

#### § 1703.51 Service of process.

(a) Except as otherwise provided by OFHEO regulations, the Federal Rules of Civil Procedure, or order of a court with jurisdiction over OFHEO, any legal process upon OFHEO, including a legal process served on OFHEO demanding access to its records under the FOIA, shall be duly issued and served upon the General Counsel and any OFHEO personnel named in the caption of the documents.

(b) Service of process upon the General Counsel may be effected by personally delivering a copy of the documents to the General Counsel or by sending a copy of the documents to the General Counsel by registered or certified mail, postage prepaid, to the Office of Federal Housing Enterprise Oversight, 1700 G Street, NW., Fourth Floor, Washington, DC 20552.

## PART 1704—DEBT COLLECTION

### Subpart A—General

Sec.

- 1704.1 Authority and scope.
- 1704.2 Definitions.
- 1704.3 Collection of debts and referrals to the Department of the Treasury.
- 1704.4—1704.19 [Reserved]

### Subpart B—Salary Offset

- 1704.20 Authority and scope.
- 1704.21 Notice requirements before salary offset where OFHEO is the creditor agency.
- 1704.22 Review of OFHEO records related to the debt.
- 1704.23 Opportunity for a hearing where OFHEO is the creditor agency.
- 1704.24 Certification where OFHEO is the creditor agency.

## 12 CFR Ch. XVII (1–1–02 Edition)

- 1704.25 Voluntary repayment agreements as alternative to salary offset where OFHEO is the creditor agency.
- 1704.26 Special review where OFHEO is creditor agency.
- 1704.27 Notice of salary offset where OFHEO is the paying agency.
- 1704.28 Procedures for salary offset where OFHEO is the paying agency.
- 1704.29 Coordinating salary offset with other agencies.
- 1704.30 Interest, penalties, and administrative costs.
- 1704.31 Refunds.
- 1704.32 Request from a creditor agency for the services of a hearing official.
- 1704.33 Non-waiver of rights by payment.
- 1704.34–1704.39 [Reserved]

### Subpart C—Administrative Offset

- 1704.40 Authority and scope.
- 1704.41 Administrative offset prior to completion of procedures.
- 1704.42 Procedures.
- 1704.43 Interest.
- 1704.44 Refunds.
- 1704.45 Requests for administrative offset to other Federal agencies.
- 1704.46 Requests for administrative offset from other Federal agencies.
- 1704.47 Administrative offset against amounts payable from Civil Service Retirement and Disability Fund.
- 1704.48—1704.49 [Reserved]

### Subpart D—Tax Refund Offset

- 1704.50 Authority and scope.
  - 1704.51 Definitions.
  - 1704.52 Procedures.
- AUTHORITY: 5 U.S.C. 5514; 26 U.S.C. 6402(d); 31 U.S.C. 3701–3720A.

SOURCE: 64 FR 34969, June 30, 1999, unless otherwise noted. Redesignated at 65 FR 81328, Dec. 26, 2000.

### Subpart A—General

#### § 1704.1 Authority and scope.

(a) *Authority.* The Office of Federal Housing Enterprise Oversight (OFHEO) issues this part 1704 under the authority of 5 U.S.C. 5514 and 31 U.S.C. 3701–3720A, and in conformity with the FCCS at 4 CFR chapter II; the regulations on salary offset issued by the Office of Personnel Management at 5 CFR part 550, subpart K; and the regulations on tax refund offset issued by the Internal Revenue Service at 26 CFR 301.6402–6.

(b) *Scope.* (1) This part 1704 applies to debts that are owed to the Federal